

Otsego County Sheriff's Office
LOCAL CRIMINAL COURT: TOWN OF LAURENS
COUNTY OF OTSEGO: STATE OF NEW YORK

SUPPORTING DEPOSITION

Deposition started on Tuesday December 26, 2017 at 3:10 p.m.

I, Timothy Perry Junior, residing at 499 Evening Inn Road, Oneonta, NY make the following allegations of fact to Investigator Jason Munson:

On Saturday, December 9th, 2017 at about 3:00 pm I saw my dad, Timothy Perry Senior at Wal-Mart when he helped me pick up a chair that my mom bought for me. My dad helped me bring the chair back to my house.

On Tuesday, December 12th, 2017 at about 4:06 pm, I received a voice message from my brother, Kevin. Kevin said he was sorry about an argument we had early Saturday morning. I had gone out drinking with Kevin and our cousin, Brandon. Kevin was accusing me of hitting our dad. Our dad was awake when we got home, so I went in to ask him if I had ever hit him or tried to hit him. In front of Kevin, our dad said that I didn't. At about 9:30 pm, Rebecca had sent me a message telling me that our parents were dead and I needed to come over. I didn't believe her and ignored the message, thinking she was joking. Rebecca then called me and told me it wasn't a joke our parents were dead. She told me that she saw them both dead in the house and that I needed to come over. I left home and drove to my Uncle Joe's house.

Kevin has said that he hated our parents and that he wished that they would die. I have never heard Kevin say that he wanted to kill them. I would drive Kevin up to my Uncle Tom's house or cousins, Tom Jr. and Brandon's house in Amsterdam, NY almost every weekend. I would usually stay for a couple of hours and then drive back home alone, leaving Kevin there.

On Saturday, December 16th, 2017, I went to the Otsego County Jail to visit Kevin. Kevin said that he couldn't remember anything. He told me that he didn't know that he was being chased by the police until he ran over a spike strip. Kevin said that he remembers driving on I-88, but he didn't know where he was going.

Deposition ended on Tuesday December 26, 2017, ending at 2:33 p.m.

THE FOREGOING ALLEGATIONS ARE BASED UPON PERSONAL KNOWLEDGE OF THE DEPONENT.

Verification by Subscription and Notice
Under NYSPL Section 210.45

It is a crime, punishable as a class A misdemeanor under the laws of the State of New York, for a person, in and by a written instrument, to knowingly make a false statement, or to make a statement, which such person does not believe to be true.

DEPONENT

WITNESS

The depositions were placed with the case file.

Member also interviewed Kayla PERRY, who stated in sum and substance the following: I believe that Lee killed my grandparents; I don't have any personal knowledge that he did; the day after they were killed, Lee, Rebecca, and the kids went to Lee's parents' house in Sherburne; they dropped off the kids there and then found out that Alyssa needed to be interviewed, so they went back to get her; I heard Alyssa told Nicole that Ricky is bad and that he killed Nanny and Poppy; I heard that Ricky told people that no one should give out his name because he didn't want to be interviewed.

Member received a telephone call from Liv O'MARA, stating she is Kevin PERRY'S grandmother and that she is currently receiving telephone calls from Kevin in the jail, but she doesn't want him to call her at this time. O'MARA continued to state that she just can't bring herself to talk with him yet and would like to have Kevin prevented from calling her. O'MARA provided member with her telephone numbers, which member forwarded to OCJ staff so they can have them blocked.

Date of Action	Date Written	Officer Name & Rank
12/26/2017	12/26/2017	WILKENS, JACK (SERGEANT)
Narrative		
MV104A reviewed.		
Date of Action	Date Written	Officer Name & Rank
12/27/2017	12/27/2017	HENN, WILLIAM (INV)
Narrative		

Member completed 6 search warrants for cell phones belonging to JACKSON, DIAMOND and Rebecca PERRY based on timeline and location inconsistencies in their reports and depositions. Member contacted County Court and no Judge was available on today's date. Member to contact again tomorrow morning.

Trace returns were received by member for there firearms that were requested. They stated in sum and substance;

T20170408926 - Purchaser was - SOLVEIJ ELIZABETH GIGLIO - Mossberg 702 Plinkster purchased 2007

T20170408904 - Purchaser was - Kenneth Straight, Walton NY. -Marlin 336w Purchased in 2003.

T20170408888 - Purchaser - Timothy PERRY - Maverick 88 - purchased in in 2002

Subpoenaed information of DIAMOND's phone was received on today's date. It was reviewed and added to the file.

Investigation Pending

Date of Action	Date Written	Officer Name & Rank
12/28/2017	12/28/2017	HENN, WILLIAM (INV)

Narrative

Multiple attempts to contact with Judges to have Search Warrants signed and no responses due to holiday. Member to attempt on next tour.

Member received a copy of the Subpoena return from Laurens School from Principal Bill DORRITTIE. Two page return on disciplinary actions on KEVIN. Member added same to the case file, refer to same for full details

Subpoena return on residence phone 607.435.2533. Member reviewed same and added it to the case file.

Investigation Pending

Date of Action	Date Written	Officer Name & Rank
12/28/2017	12/28/2017	MUNSON, JASON (INVESTIGAT)

Narrative

Rebecca PERRY came to the OCSO and requested a copy of the incident report so that she could claim a grant from Wal-Mart to receive housing assistance. Rebecca was advised that a completed copy couldn't be provided at this time, but she could have her boss contact this office to see how much of the report they would need to provide her with the grant. Rebecca also requested the license plates from her father's pick up truck be returned so they could be turned into the NYS DMV. Member contacted DA John MUEHL, who stated the plates could be turned over to the family. Member removed the license plates from the vehicle, completed a property receipt and returned the plates to Rebecca. Member placed the property receipt with the case file.

Date of Action	Date Written	Officer Name & Rank
12/29/2017	12/29/2017	MUNSON, JASON (INVESTIGAT)

Narrative

Member obtained video from Chobani Security Manager, James LLOYD. The video was placed with the case file - see video for full details.

Member obtained video and a receipt from Walgreens in the C/Oneonta of Lee JACKSON purchasing Sudafed on 11/24/17. JACKSON is seen entering the store alone and walks straight to the pharmacy to make his purchase. Member placed the video and receipt with the case file - see documents for full details.

Date of Action	Date Written	Officer Name & Rank
01/02/2018	01/02/2018	MUNSON, JASON (INVESTIGAT)

Narrative

Lee JACKSON came to the OCSO requesting that a portable hard drive that was attached to a TV in the residence could be released from evidence. Member advised that evidence could not be released without authorization from the DA's Office.

Member ran registration search for Lee JACKSON, finding he has an omnge Ford Mustang registered to him.

Date of Action	Date Written	Officer Name & Rank
01/03/2018	01/03/2018	HENN, WILLIAM (INV)

Narrative

Member presented and had signed the Search Warrants for this case by Hon. J. LAMBERT. Member faxed three of the search warrants to the respective phone companies for service.

Member completed Lab paperwork and contacted Lab to request a submission date.

Investigation Pending

Date of Action	Date Written	Officer Name & Rank
01/05/2018	01/05/2018	MUNSON, JASON (INVESTIGAT)

Narrative

Member received an e-mail from NYSDFS Assistant Chief Investigator, Sean RALPH. RALPH reports that Timothy PERRY Sr. took out a life insurance policy in 2015, naming his wife, Solveig PERRY as the beneficiary. The contingent beneficiary is Rebecca PERRY. The policy amount is \$10,000.00 - policy number 2021410961 through Columbia Life Insurance Company, 507 Plum St, Syracuse, NY 13204. Rebecca PERRY filed a claim and reported that Timothy PERRY was murdered on 12/12/2017. Columbia had faxed the claim forms to the funeral home and the claim is currently pending receipt of the claim form along with death certificates.

Lee JACKSON came to the OCSO to request his property, stating that he had gone to the DA's Office and was told the DA was going to contact member. Member advised JACKSON that the DA spoke with member shortly after he left the DA's Office, but was not authorized to release the evidence at this time. Member issued JACKSON a copy of the property receipt and advised JACKSON that he would be contacted when his property could be released.

Date of Action	Date Written	Officer Name & Rank
01/10/2018	01/18/2018	HENN, WILLIAM (INV)

Narrative

Member spoke with DA MEUHL in regards to the NYSP Albany Lab advising that Latent Print work would need to be completed by the Sidney lab prior to the submission there. The need was also discussed that due to the firearm originating from within the scene latent prints could be discovered from any party living there and would not add evidentiary value. DA MEUHL stated that there would be no need to get latent work then, just the DNA and Firearm comparisons.

Member received two more E-Traces back from ATFE;

T20170408899 - Purchaser was - Jeffery K. PERRY - Stevens Savage 200 .300 Win -purchased in 2005

T20170408908 - Purchaser was - Lee C. JACKSON - Remington 770 .300 - purchased in 2013

Reports added to case file.

Investigation Pending

Date of Action	Date Written	Officer Name & Rank
01/11/2018	01/11/2018	MUNSON, JASON (INVESTIGAT)

Narrative

On Monday, January 8th, 2018 Deputy COX received a complaint from Jerome LULL, reporting that Richard GARREAU (AKA Ricky DIAMOND) had stolen five firearms from his house - see SJS 73253. Member spoke with Jerome LULL on the telephone on Tuesday, January 9th, 2018. LULL stated to member that he spoke with Lee JACKSON, who told him that Ricky had already gotten rid of all the guns except for one and that Ricky was with his girlfriend in Roxbury, NY.

Also on Monday, January 8th, 2018, Member received an informational write-up from Correction Officer, Justin PROULX, stating he overheard Kevin PERRY talking in visitation on January 7th, 2018 with his visitors, stating in sum and substance the following: Kevin said that he remembered it being 8:30 and that someone was telling him "they're dead, they're dead"; the visitors asked Kevin if his father removed his wedding ring from his finger and Kevin stated no and then asked why; the visitor told Kevin his father's wedding ring was found on the stove; the visitors also asked Kevin if his father kicked him out of the living room, but I wasn't able to hear his response. The write-up was placed with the case file - see document for full details.

Member received copies of the Otsego County Coroner's Reports and autopsy reports from Lourde's Hospital on 01/10/2018 via fax from Coroner KNAPP. Member placed the documents with the case file - see documents for full details.

Member received records that were subpoenaed from Community Bank and Sidney Federal Credit Union for Timothy, Solveig, and Rebecca PERRY. The records show no activity on any of the accounts on 12/12/2017. There was a life claim payment made from Timothy and Solveig PERRY'S SFCU account in the amount of \$1,014.20. Member contacted Corleen WINN at SFCU, who advised member that the payment was a life insurance payment to pay off the balance on their credit card and that there was a remaining balance of around \$20.75 that was deposited into the savings account.

Member and Inv. HENN attempted to contact Rebecca PERRY and Lee JACKSON in person at their new address: 3133 State Hwy 51 in the T/Morris. Members found Lee JACKSON to be home with their children. Lee refused to let members into their apartment when members requested to speak with him. Lee stated that he had an argument with Rebecca, who left the residence to pick out head stones with her sisters and Rebecca wouldn't be home until tomorrow. Lee continued to state in sum and substance the following: I didn't tell Jerome that (Ricky got rid of all the guns except one and he was staying with his new girlfriend in Roxbury); I said Ricky most likely got rid of the guns and is in Rexford with his girlfriend; Ricky asked me to take him there but I didn't; it's about a half hour away; Rebecca works until 2:00 pm tomorrow; I'll be with her then and it would be better to talk with us when we are both together because I have to watch the kids.

Date of Action	Date Written	Officer Name & Rank
01/12/2018	01/12/2018	MUNSON, JASON (INVESTIGAT)

Narrative

Rebecca PERRY and Lee JACKSON arrived at the OCSO unannounced. Member and Inv. HENN interviewed Rebecca PERRY first, while Lee JACKSON waited in the lobby of the OCSO with their two children. Rebecca was interviewed in the OCSO conference room, stating in sum and substance the following: the last time I saw Ricky DIAMOND was around New Years; Ricky is with Gloria STARR in Roxbury, NY; Ricky visits Norwich a lot; Ricky was with us at our house before driving to Tom FIGGER'S house; we drove from the house to County Hwy 10 to Naylor Corners Rd to State Hwy 23 to County Hwy 13 to State Hwy 8 to Tom's house; we came back the same way, driving past my parents house to drop Ricky off at Jerome's, and then came back home to find my parents; there is an I-Pod missing; I'm not sure if Ricky took it; Lee was just protecting Ricky from Jeff; Lee thought Jeff would beat Ricky up; Ricky was with us the entire time; Kevin doesn't want to talk with me or see me; Lee went to get the car seat from my mom's car and we grabbed the kids' coats; I have bought some Sudafed for Lee's brother Todd and his friends; I didn't get anything for buying it; I have used a little meth in the past; I haven't used any recently; I use Sudafed for my allergies; I didn't make meth; I took some hydrocodone last night; I got it from my sister, Bobbi-Jo; Paul OAKLEY sold the 30-06 rifle to my dad about three years ago; I heard that Kevin was into cocaine, he told me he used it.

Member and Inv. HENN then had Lee JACKSON come to the conference room for interview. Lee stated in sum and substance the following: Ricky is in Rexford; he messaged me that he was there; he asked me to take him, but I didn't; I last saw Ricky about a month ago; I argued with him over a Facebook post; the day of the murder we picked up Ricky at Jerome's house; we drove from there to Morris to New Berlin and then to Tom's house; we drove back the same way; we drove my Mustang, I'm bi-polar, but I don't medicate myself; I put the video console back into the car; I wasn't in Sue's car; (after telling Lee that Rebecca told us he was) I got the car seat; I can't remember everything from that night; I was kicked in the head by a horse when I was a kid; No, they're full of shit, I didn't go back into the house; Cynthia Day was at Tom's; that's Tom's girlfriend; she may have seen us; we played "Grand Theft Auto" and "Call of Duty"; I have allergies; I didn't do it; how could I do it if I wasn't there; I want an attorney.

Lee then left the interview room. Members followed Lee out to the OCSO parking lot, where members executed the search warrants for Lee and Rebecca's cellular telephones. Lee and Rebecca provided members with the pass codes to the phones. Lee then stated that he has a driving app on his cell phone and that we should be able to tell where they were on the day of the murder.

Date of Action	Date Written	Officer Name & Rank
01/12/2018	01/12/2018	HENN, WILLIAM (INV)
Narrative		

Member and Inv. MUNSON served Lee JACKSON and Rebecca PERRY with search warrants for their phones. Full narrative to follow

Date of Action	Date Written	Officer Name & Rank
01/18/2018	01/18/2018	HENN, WILLIAM (INV)
Narrative		

Member took items A14, B3,B4,B7,B12,D1,D2,D7,E8,E11,F10,F13 to the NYSP Forensic Center in Albany. Refer to evidence sheets for further information.

Date of Action	Date Written	Officer Name & Rank
01/19/2018	01/19/2018	MUNSON, JASON (INVESTIGAT)
Narrative		

Member transferred items #100 and 101 to the NYSP FIU CCU from OCSO CID evidence - lab case #18HL-00311.

Date of Action	Date Written	Officer Name & Rank
01/23/2018	01/23/2018	MUNSON, JASON (INVESTIGAT)
Narrative		

Grand Jury Presentation.

Date of Action	Date Written	Officer Name & Rank
01/24/2018	01/26/2018	MUNSON, JASON (INVESTIGAT)
Narrative		

Member picked up a copy of the NYSP FIU report from Inv. Sara STEDMAN at the NYSP Sidney barracks, NYSP FIU case number 17-296. Member placed the report with the case file - see report for full details.

Date of Action	Date Written	Officer Name & Rank
01/30/2018	01/30/2018	MUNSON, JASON (INVESTIGAT)
Narrative		

Member and Inv. HENN met with Thomas FIGGER where member took a supporting deposition about Rebecca PERRY, Lee JACKSON, and Ricky DIAMOND being at his house on December 12th, 2017. The deposition was placed with the case file - see document for full details.

ADMINISTRATIVE

74. Inquiries DMV CH WW SP	75. NYSPIN Message No.	76. Complainant Signature	
77. Reporting Officer Signature (Include Rank) INVESTIGAT JASON MUNSON		78. ID No. 9915	79. Supervisor Signature (Include Rank) 0
		80. ID	
81. Status ARREST - ADULT		82. Status Date 12/13/2017	83. Notified/TOT